

Insert the attached revised Figures 1 and 2 in place of the similarly-numbered, originally-filed Figures.

Please insert the attached Sequence Listing after the claims pages.

**IN THE CLAIMS:**

Amend the claims as follows:

6. (Twice Amended) ATP/ADP translocator gene for use in a plant according to Claim 1 with an Arabidopsis thaliana amino acid sequence (EMBL Accession No. Z49227) encoded by the nucleotide sequence shown in Fig. 1 (SEQ ID NO:1).

**REMARKS**

Reconsideration is requested.

Responsive to the Notification dated May 15, 2002, a copy of the requisite Declaration is attached.

A copy of the Notification dated May 15, 2002 is attached.

The specification has been amended to include the attached revised Figures. A marked-up copy of the amended Figures is attached wherein changes are shown as underlined text.

The specification has been amended to include the attached Sequence Listing. The specification has been amended to include sequence identifiers, consistent with the attached Sequence Listing. The attached paper and computer readable copies of the Sequence Listing are the same. No new matter has been added. A separate Statement to this effect is attached.

An early and favorable Action on the merits is requested.

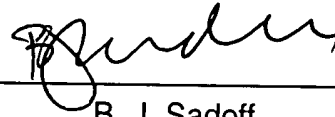
In re Application of: **N. ND L et al**  
Serial No. 10/088,025

10088025 : 031402

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_



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